

JOSEPH & KIRSCHENBAUM LLP

Attorneys at Law

Charles Joseph
D. Maimon Kirschenbaum
Denise Schulman
Josef Nussbaum
Lucas Buzzard
Leah Seliger

32 Broadway, Suite 601
New York, NY 10004
Phone (212) 688-5640
Fax (212) 688-2548
www.jk-llp.com

November 17, 2023

Via ECF

Hon. Analisa Torres
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *Rahman, et ano v. July 96 Corp., et al.*
Case No. 21-cv-9649

Dear Judge Torres:

I write at the explicit request of, and on behalf of, Plaintiffs Mohammad Rahman and Jose Vargas to respectfully request that the Court approve the revised settlement agreement, submitted on July 21, 2022, almost 16 months ago, as fair and reasonable under *Cheeks v. Freeport Pancake House*, 796 F.3d 199 (2d Cir. 2015).

On June 1, 2022, the parties submitted a joint letter motion seeking approval of the settlement. (Dkt. No. 25). In response to the Court identifying deficiencies in the settlement, (Dkt. No. 31), on July 21, 2022, Plaintiffs submitted a revised settlement agreement, along with a letter motion, seeking settlement approval from the Court. (Dkt. No. 32). Over eleven months ago, on December 16, 2022, in response to a letter from Plaintiffs, the Court issued an order confirming that the parties' submissions were sufficient and stating that the Court will issue an order regarding the parties' request for approval of settlement in due course. (Dkt. No. 34). On May 19, 2023, and again on September 22, 2023, Plaintiffs filed letters requesting that the Court approve the revised settlement agreement. (Dkt. Nos. 35, 36).

Plaintiffs Mohammad Rahman and Jose Vargas explicitly requested that Plaintiff's counsel submit this letter requesting that the Court approve the previously revised settlement agreement. Plaintiffs have waited patiently for this Court to review the revised settlement, which was submitted 16 months ago, and are hopeful that the Court will approve the revised settlement soon.

We thank the Court for its careful consideration of this matter, and respectfully request that the Court approve the revised settlement agreement as fair and reasonable.

Respectfully Submitted,

/s/Michael DiGiulio

Michael DiGiulio
JOSEPH & KIRSCHENBAUM, LLP
32 Broadway, Suite 601
New York, NY 10004

Attorney for Plaintiff